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UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

JOSE ZURITA, PEDRO PACHECO, JUAN LOPEZ, ALACRETO FERNANDEZ, CARLOS PARRA AND GILBERTO AGUILA.

Plaintiffs,

Case No.: 07 CV 8063 (LAP)(HBP)

STIPULATION

-against-

ASPEN AND GREG BRIER,

Defendants.

IT IS HEREBY STIPULATED AND AGREED by Plaintiff and Defendant, by their respective undersigned attorneys, that:

- 1. Defendants' time to appear, answer or move as of course with relation to the complaint in this action be, and the same hereby is, extended from October 10, 2007 to and including the 31st day of October 2007;
  - 2. This is Defendants' first request for an extension or adjournment;
  - This extension does not affect any other scheduled dates as there are none;
- 4. This Stipulation is otherwise without prejudice to the rights of any of the parties hereto; and
- 5. This Stipulation may be executed in counterparts, that facsimile signatures on this Stipulation shall be deemed original for all purposes, and that this Stipulation may be submitted to the Court by Defendants without further notice.

Dated: New York, New York October 8, 2007

MICHAEL FAILLACE & ASSOCIATES, P.C.

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SO ORDERED: